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Faxed: November 09, 2004
Art Unit: 1725
Applicant: Nikolovski et al.
Invention: CASTING STEEL STRIP
Serial No.: 10/077,391
Filed: 15 February 2002
Docket: 29385-69914

☒ New Conditional Response

CLIENT # 29385
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11 South Meridian Street
Indianapolis, Indiana
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(317) 236-1313
(317) 231-7433 Fax**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Group: 1725

Confirmation No.: 4154

Application No.: 10/077,391

Invention: CASTING STEEL STRIP

Applicant: Nikolovski et al

Filed: February 15, 2002

Attorney

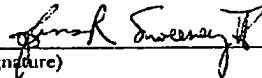
Docket: 29385-69914

Examiner: Tran Len

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(Signature)

James R. Sweeney II

(Printed Name)

CONDITIONAL RESPONSE AND PETITION FOR EXTENSION OF TIMEMail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On October 14, 2004, a first conditional response was filed in response to the non-final Office Action of April 14, 2004. On October 28, 2004, a Notice of Non-Compliant Amendment was issued. The new response now being filed corrects the formalities set forth in the Notice and other formalities, but makes no substantive changes to the first conditional response, which was conditional since the Examiner stated at the interview on May 21, 2004 that the "rejection is withdrawn." Specifically, the Interview Summary noted that "[a]pplicant's argument regarding to the random dimples is convinced and the non-final rejection is withdrawn."

Since the Examiner found at the interview on May 21, 2004 that the non-final rejection of the Office Action of April 14, 2004 "is withdrawn," a response to the Office

Appl. 10/077,391
Amdt. dated 09 November 2004
Reply to Office Actions of 28 May and 28 October 2004

Action of April 14, 2004 does not appear necessary or appropriate. Since a response is not necessary or appropriate, a fee for filing the first response was not due; and since this new response is timely filed, it does not require a fee. However, if a response is deemed necessary, it is respectfully requested that this paper be considered as a Petition for an Extension of Time sufficient to effect a timely response as of the filing date of the first response, namely October 14, 2004, and that any fees other than issue fees be charged to, or overpayments be credited to the Account of Barnes & Thornburg LLP, Deposit Account No. 10-0435 with reference to file 29385-69914.

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